

Sixth Appellate District

San Jose, California

MONDAY, NOVEMBER 27, 2006

H028483 PEOPLE v. RESTO

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Rushing, P.J., Elia, J.)
Filed November 27, 2006

H029819 PEOPLE v. TRONCOSO

The judgment is affirmed. (not published)
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)
Filed November 27, 2006

H030589 DENISE L. v. SUPERIOR COURT; SANTA CRUZ COUNTY HRA

The petition for extraordinary writ is denied. (not published)
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)
Filed November 27, 2006

TUESDAY, NOVEMBER 28, 2006

H029862 PEOPLE v. PLASCENCIA

The judgment is affirmed. (not published)
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)
Filed November 28, 2006

H029229 PEOPLE v. PEKIN

The order granting the 995 motion is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed November 28, 2006

H029672 PEOPLE v. MILLER

The judgment of conviction is reversed and the matter is remanded for sentencing. Upon remand, the trial court shall exercise its discretion under Penal Code section 1170.1, subdivision (a), in deciding whether to impose an aggregate sentence of six years or an aggregate sentence of six years, eight months. (published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)
Filed November 28, 2006

Sixth Appellate District

San Jose, California

WEDNESDAY, NOVEMBER 29, 2006

H029789 PEOPLE v. KEVIN W.

The order appealed from is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed November 29, 2006

H028957 PRINCE v. PG&E

The judgment is reversed. Cost are awarded to Cross-
Complainant and Appellant Eve Prince. (published)
(Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)
Filed November 29, 2006

The following case is submitted this date:

H028889 ENREACH TECHNOLOGY, INC. v. EMBEDDED INTERNET SOLUTIONS,
INC., et al.

THURSDAY, NOVEMBER 30, 2006

H029438 PEOPLE v. PAREDES

The judgment is affirmed. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed November 30, 2006

H029723 PEOPLE v. PATLAN

The restitution fine of \$1,800 fine is stricken. The initial
restitution fine of \$200 and identical suspended parole
revocation fine remain imposed. The judgment is modified to
reflect that defendant is entitled to 1,411 days of actual
postsentence custody credit, plus 381 days of actual presentence
custody credit, and 56 days of presentence conduct credit. The
court is directed to prepare a new abstract of judgment and to
forward it to the Department of Corrections. As so modified, the
judgment is affirmed. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed November 30, 2006

H028537 THOMPSON v. LEGAL AID SOCIETY OF SANTA CLARA COUNTY et
al.

H028765 THOMPSON v. LEGAL AID SOCIETY OF SANTA CLARA COUNTY et
al.

The judgment in H028537 is reversed and the matter remanded
for further proceedings, including proceedings on Thompson's
civil rights claim and an award of prejudgment interest.
Thompson is entitled to costs on appeal. We dismiss the appeal in
H028765. Each party to bear its costs. (not published)
(Rushing, P.J.; We concur: Elia, J., Mihara, J.)
Filed November 30, 2006

Sixth Appellate District

San Jose, California

Thursday, November 30, 2006 (continued)

H029544 DAVIS v. WCAB and ALLIED SECURITY et al.

H029834 TORRES v. WCAB and WILLIAMS TANK LINES et al.

In case No. H029544 (*Davis v. WCAB et al.*), the order of the WCAB denying reconsideration is affirmed.

In case no. H029834 (*Torres v. WCAB et al.*), the order of the WCAB denying reconsideration is affirmed.

All parties shall bear their own costs associated with petitioning this court. (published)

(Premo, Acting P.J.; We concur: Mihara, J., Duffy, J.)

Filed November 30, 2006

H028889 ENREACH TECHNOLOGIES, INC. v. EMBEDDED INTERNET SOLUTIONS, INC., et al.

The appeal is dismissed. (not published)

(McAdams, J.; We concur: Rushing, P.J., Mihara, J.)

Filed November 30, 2006

H028476 PEOPLE v. CRUZ

By the Court:

On the court's own motion, the submission order of September 5, 2006, is hereby vacated. The cause is to be set for oral argument at a date and time to be determined. The cause will be resubmitted upon completion of oral argument.

Dated: November 30, 2006 Mihara, Acting P.J.

H029484 ANDERSON v. YOUNG, et al.

H029742 ANDERSON v. YOUNG, et al.

By the Court*:

Appellant's petition for rehearing in the above entitled appeals is denied.

Filed: November 30, 2006

*Before Bamattre-Manoukian, Acting P.J., and Mihara, J.

FRIDAY, DECEMBER 1, 2006

H030668 KATY S. v. SUPERIOR COURT OF SANTA CRUZ COUNTY

The petition for extraordinary writ is denied. (not published)

(McAdams, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy, J.)

Filed December 1, 2006

Sixth Appellate District

San Jose, California

Friday, December 1, 2006 (continued)

H030038 IN RE ARETHA T. et al.; DFCS v. JOSEPH T., et al.

We affirm the order of March 14, 2006, which terminated appellants' parental rights and freed Aretha, Joseph, and Margaret for adoption. (not published)
(McAdams, J.; We concur: Mihara, Acting P.J., Duffy, J.)
Filed December 1, 2006

H029440 PEOPLE v. HOWAY

The judgment is affirmed. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed December 1, 2006

H029441 PEOPLE v. GALVAN

The judgment is affirmed. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed December 1, 2006

The following cases are submitted this date:

H030026 PEOPLE v. LACERDA

H029861 PEOPLE v. BROWN

H029587 PEOPLE v. YARBROUGH, et al.,

H029474 GONZALEZ v. SANTA CLARA COUNTY, et al.

H029822 PEOPLE v. AYALA

H029455 PEOPLE v. BARRETO

H029404 PEOPLE v. BESWETHERICK

H029488 PEOPLE v. HERNANDEZ

H029509 PEOPLE v. HERNANDEZ

H030153 PEOPLE v. ROMEO

H029928 PEOPLE v. LAMB

H029598 PEOPLE v. CROCKETT

H030173 PEOPLE v. BRACAMONTES

H029921 PEOPLE v. FULLER

H029762 PEOPLE v. MOORE

H029675 PEOPLE v. SHELLOCK

H030135 PEOPLE v. REED

H030314 In re APACHE R., et al.; SANTA CRUZ COUNTY HRA v. JAMES R.

H029965 PEOPLE v. DUCHESNE

H029684 PEOPLE v. NUGENT

H029681 PEOPLE v. COSTA

H028213 PEOPLE v. RUBIO

H029793 PEOPLE v. GUTIEREZ

The judgment is affirmed. (not published)
(McAdams, J.; I concur: Bamattre-Manoukian, Acting P.J.;
Dissenting opinion by Mihara, J.)
Filed December 1, 2006